

BEST AVAILABLE COPY

Re. : Response to Notice under 37 CFR § 1.251 and Preliminary Amendment
Appl. No. : 10/616,800
Filed : July 10, 2003

II. REMARKS

The Notice under 37 CFR § 1.251 stated that “Applicant Response to Pre-Exam Formalities Notice and Oath or Declaration dated January 14, 2004” cannot be located after a reasonable search. The Notice stated that the Office is therefore initiating the reconstruction of such paper pursuant to the provisions of 37 CFR § 1.251. The Notice further stated that the Applicant is given a period of three months from the mailing date of the notice within which to provide a copy of such paper and a statement that the copy of such paper is a complete and accurate copy of applicant’s record of such paper.

Response to Notice under 37 CFR § 1.251

Attached is a complete and accurate copy of applicant’s record of “Applicant Response to Pre-Exam Formalities Notice and Oath or Declaration dated January 14, 2004.” Applicant submits the following brief discussion to provide the historical context of this January 14, 2004 paper.

On October 9, 2003, the USPTO mailed a Notice to File Missing Parts of Nonprovisional Application.

On January 6, 2004, Applicant’s Attorney of Record responded to the Notice to File Missing Parts by sending the following 12 pages via facsimile to the USPTO:

- Facsimile Cover Letter dated January 6, 2004 (1 page)
- Certificate of Transmission by Facsimile dated January 6, 2004 (1 page)
- Response to Notice of Missing Parts (3 pages)
- Notice of Missing Parts (2 pages)
- Declaration (4 pages)
- PTO 2038 Credit Card Form (1 page)

Re. : Response to Notice under 37 CFR § 1.251 and Preliminary Amendment
Appl. No. : 10/616,800
Filed : July 10, 2003

The facsimile machine used by Applicant's Attorney of Record generated a Transaction Report dated January 6, 2004 indicating that the 12 pages were transmitted. However, Applicant's Attorney of Record did not receive an "Auto-Reply Facsimile Transmission" from the USPTO to indicate that the USPTO had received the 12 page transmission. A true and correct copy of these documents filed and received on January 6, 2005 is attached as **Exhibit A** and includes thirteen (13) pages.

Because the expected "Auto-Reply Facsimile Transmission" was not received from the USPTO, Applicant's Attorney of Record sent on January 14, 2004 the following 14-page paper via facsimile to the USPTO:

- Facsimile Cover Letter dated January 13 [sic], 2004 indicating 13 [sic] pages including the cover letter were sent (1 page)
- A copy of the 12-page transmission of January 6th, comprising:
 - Facsimile Cover Letter dated January 6, 2004 (1 page)
 - Certificate of Transmission by Facsimile dated January 6, 2004 (1 page)
 - Response to Notice of Missing Parts (3 pages)
 - Notice of Missing Parts (2 pages)
 - Declaration (4 pages)
 - PTO 2038 Credit Card Form (1 page)
- A copy of the Transaction Report dated January 6, 2004 generated by the facsimile machine used by Applicant's Attorney of Record (1 page)

The facsimile machine used by Applicant's Attorney of Record generated a Transaction Report dated January 14, 2004 indicating that the 14-page January 14th paper was transmitted. Applicant's Attorney of Record received an "Auto-Reply Facsimile Transmission" dated January 14, 2004 from the USPTO, indicating that that the USPTO had received the 14-page January 14th paper. The facsimile machine used by Applicant's Attorney of Record generated a Transaction Report dated January 14, 2004 indicating that the January 14th "Auto-Reply Facsimile Transmission" was

Re. : Response to Notice under 37 CFR § 1.251 and Preliminary Amendment
Appl. No. : 10/616,800
Filed : July 10, 2003

received. A true and correct copy of these documents filed and received on January 14, 2005 is attached as **Exhibit B** and includes seventeen (17) pages.

Preliminary Amendment

Claims 1-20 are currently pending in the application. By the foregoing amendments, Applicants cancelled Claims 1-20 without prejudice and added new Claims 21-47 to further define, clarify and/or broaden the claimed invention, and expedite receiving a notice of allowance. Pursuant to 37 C.F.R. § 1.121(f), no new matter is introduced by these amendments.

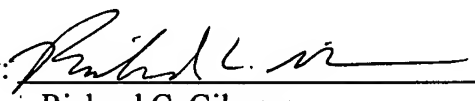
Re. : Response to Notice under 37 CFR § 1.251 and Preliminary Amendment
Appl. No. : 10/616,800
Filed : July 10, 2003

CONCLUSION

Applicant respectfully submits that this paper fully responded to the Notice under 37 CFR § 1.251 and Applicant requests prompt examination of the application. If the Examiner has any questions, please do not hesitate to contact the undersigned attorney of record.

Respectfully submitted,

Dated: March 21, 2005

By: 
Richard C. Gilmore
Registration No. 37,335
Attorney of Record

Customer No. 22,913

WORKMAN NYDEGGER
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone: (801) 533-9800
Facsimile: (801) 328-1707
E-mail: rgilmore@wnlaw.com

COPY

WORKMAN NYDEGGER

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE (801) 533-9800
FAX (801) 328-1707

January 6, 2004

FACSIMILE COVER LETTER

Please deliver the following pages to:

Office of Initial Patent Examination
United States Patent and Trademark Office

Telecopier Phone: (703) 746-4060

Number of Pages Including Cover Letter: 12

From: Richard C. Gilmore

Docket: 15865.9a.1

Comments:

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.

IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

CONFIRMATION COPY WITH ENCLOSURES SENT BY REGISTERED MAIL

NO CONFIRMATION COPY SENT x

W:\15499\0\CLC0000000296V001.doc

COPY

Serial No.: 10/616,800
Docket: 15865.9a.1

CERTIFICATE OF TRANSMISSION BY FACSIMILE

Date of Fax: January 6, 2004

I hereby certify that the following documents are being transmitted by facsimile:

- Response to Notice of Missing Parts (3 pgs.);
- Notice of Missing Parts (2 pgs.);
- Declaration (4 pgs.); and
- PTO 2038 Credit Card Form

Dated January 6, 2004.

Respectfully submitted,



RICHARD C. GILMORE
Attorney for Applicant
Registration No. 37,335

WORKMAN NYDEGGER
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone: (801) 533-9800
Facsimile: (801) 328-1707

COPY

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO-2038 (02-2000)

Approved for use through 01/31/2000. OMB 0651-0043

United States Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

United States Patent & Trademark Office
Credit Card Payment Form
Please Read Instruction before Completing this Form

Credit Card Information

Credit Card Type: **Visa** MasterCard American Express Discover

Credit Card Account #: **4388 5490 0061 9544**

Credit Card Expiration Date: **11/2006**

Name as it Appears on Credit Card: **RICHARD C. GILMORE**

Payment Amount (US Dollars : Two Hundred Forty Dollars and no/100***(\$240.00)

Signature: 

Date: **January 6, 2004**

Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not be entitling a party to a refund of such fee. The Office will not refund amounts of twenty-five dollars or less unless a refund is specifically requested, and will not notify the payor of such amounts (37 CFR 1.26). Refund of a fee paid by credit card will be via credit to the credit card account.

Service Charge: There is a 50.00 service charge for processing each payment refused (including a check returned Aunpaid=) or charged back by a financial institution (37 CFR 1.21(m)).

Credit Card Billing Address

Street Address 1: **1000 Eagle Gate Tower**

Street Address 2: **60 East South Temple**

City: **Salt Lake City**

State: **Utah**

Zip/Postal Code: **84111**

Country: **USA**

Daytime Phone #: **801-533-9800**

Fax #: **801-328-1707**

Request and Payment Information

Description of Request and Payment Information:

Declaration & Ext. of Time

Patent Fee	Patent Maintenance Fee	Trademark Fee	Other Fee
Application No. 10/616,800		Serial No.	IDON Customer No. 022913
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 15865.9a.1		Identify or Describe Mark.	

If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent and Trademark Office will not be liable in the event that the credit card number becomes public knowledge.

COPY

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
15865.9a.1

In Re Application Of: J.Y. Jin

Serial No.
10/616,800

Filing Date
July 10, 2003

Examiner
Unknown

Group Art Unit
3637

Invention: **FOLDING TABLE**

Mail Stop Missing Parts
TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
October 9, 2003
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

PTO-2038 Credit Card Form (1 pg.)
Certificate of Facsimile (1 pg)

COPY

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
15865.9a.1

In Re Application Of: J.Y. Jin

Serial No.
10/616,800

Filing Date
July 10, 2003

Examiner
Unknown

Group Art Unit
3637

Invention: **FOLDING TABLE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☐ Utility application filing fee

☐ Design application filing fee

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$130.00**

☐ Petition and fee for filing by other than all the inventors or a person not the inventor

☐ Fee for processing an application filed with a non-English language specification

☐ Fee for processing and retention of application

Total completion of application fees **\$130.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: December 9, 2003 until: January 9, 2004
Date Date

Total time extension fees **\$110.00**

Total fees due **\$240.00**

COPY

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
15865.9a.1

In Re Application Of: J.Y. Jin

Serial No.
10/616,800

Filing Date
July 10, 2003

Examiner
Unknown

Group Art Unit
3637

Invention: **FOLDING TABLE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of **\$240.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **23-3178**
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **23-3178**


Signature

Dated: **January 6, 2004**

RICHARD C. GILMORE
Reg. No. 37,335
Attorney for Applicant
22,913

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

COPY

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/616,800	07/10/2003	J. Y. Jin	15865.9a.1

022913

WORKMAN NYDEGGER (F/K/A WORKMAN NYDEGGER & SEELEY)
 60 EAST SOUTH TEMPLE
 1000 EAGLE GATE TOWER
 SALT LAKE CITY, UT 84111

CONFIRMATION NO. 2302

FORMALITIES LETTER



OC000000011009369

Date Mailed: 10/09/2003

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

COPY

Clardy

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

COPY

UNITED STATES PATENT APPLICATION
Attorney Docket No.: 15863.9a.1

COMBINED DECLARATION and POWER OF ATTORNEY
FOR UTILITY or DESIGN PATENT APPLICATION

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type:

(Check one applicable item below)

- ☒ utility patent application
☐ design patent application
☐ national stage of PCT patent application

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

FOLDING TABLE

SPECIFICATION IDENTIFICATION

the specification of which:

(complete (a), (b), or (c))

(a) ☐ is attached hereto.

(b) ☒ was previously filed on July 10, 2003, as United States Patent Application Serial No. 10/616,800.

(c) ☐ was described and claimed in PCT International Application No. _____
filed on _____ and as amended under PCT Article § 19 on _____
(*if any*).

COPY

U.S. Patent App.: 10/616,800
Filing Date: July 10, 2003

Docket No.: 15865.9a.1A

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claim(s), as amended by any amendment specifically referred to in the declaration, referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM
(35 USC § 119(a)-(d))

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) [] no such applications have been filed.

(e) [X] such applications have been filed as follows.

Note: Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below, and make the priority claim.

**PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)**

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (month, day, year)	PRIORITY CLAIMED UNDER § 119 or § 365
China	02263076.7	07/10/2002	<input checked="" type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>

COPY

U.S. Patent App.: 10/616,800
Filing Date: July 10, 2003

Docket No.: 15865.9a.1A

U.S. PRIORITY CLAIM (35 USC § 120)

I hereby claim the benefit under 35 USC § 120 of any United States application(s) or § 365(c) of any PCT international application designating the United States of America listed below, if any, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of title 35 USC § 112, I acknowledge duty to disclose information which is material to patentability as defined in title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international application filing date of this application.

UNITED STATES or PCT PARENT APPLICATION NO.	PARENT FILING DATE (month, day, year)	PARENT PATENT NO. (if applicable)

POWER OF ATTORNEY

I hereby appoint as my attorneys and/or patent agents all attorneys and/or patent agents listed under the following Customer Number, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

 022913 PATENT TRADEMARK OFFICE

** Customer Number Label **

All correspondence and telephonic communications should be directed to:

RICHARD C. GILMORE
WORKMAN NYDEGGER
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone (801) 533-9800

P. 01

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
JAN-06	05:43 PM	##1559517037464060#	3' 04"	12	SEND	OK	627	

TOTAL : 3M 4S PAGES: 12

COPY

January 6, 2004

FACSIMILE COVER LETTER

Please deliver the following pages to:

Office of Initial Patent Examination
United States Patent and Trademark Office

Telecopier Phone: (703) 746-4060

Number of Pages Including Cover Letter: 12

COPY

WORKMAN NYDEGGER

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE (801) 533-9800
FAX (801) 328-1707

January 13, 2004

FACSIMILE COVER LETTER

Please deliver the following pages to:

USPTO

Facsimile: 703-746-4060

Number of Pages Including Cover Letter: ~~12~~ 13

From: Richard C. Gilmore

Docket: 15865.9a.1

Comments: This was faxed on January 6, 2004. Enclosed is a copy of our fax confirmation sheet.
No Auto-Reply Facsimile Transmission was ever sent.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.

IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

CONFIRMATION COPY WITH ENCLOSURES SENT BY REGISTERED MAIL

NO CONFIRMATION COPY SENT x

W:\15499\0\CLC0000000296V001.doc

***** P.01 *****

***** TRANSACTION REPORT *****

***** JAN-14-2004 WED 12:46 PM *****

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
JAN-14	12:43 PM	##4954017037464060#	3' 01"	14	SEND	OK	138	
TOTAL :						3M 1S	PAGES: 14	

COPY

WORKMAN NYDEGGER

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE (801) 533-9800
FAX (801) 328-1707

January 13, 2004

FACSIMILE COVER LETTER

Please deliver the following pages to:

USPTO

Facsimile: 703-746-4060

Number of Pages Including Cover Letter: 13

From: Richard C. Gilmore

Auto-Reply Facsimile Transmission

COPY



TO: Fax Sender at 8013281707

Fax Information

Date Received:

Total Pages:

1/14/2004 2:44:44 PM [Eastern Standard Time]

14 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page

=====>

JAN-14-2004 WED 12:44 PM WORKMAN NYDEGGER	FAX NO. 8013281707	P. 01/14
---	--------------------	----------

WORKMAN NYDEGGER
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 SAGE E CANY TOWER
60 EAST SOUTH TOWNS
SALT LAKE CITY, UT 84111
TELEPHONE (801) 553-4900
FAX (801) 328-1707

January 13, 2004

FACSIMILE COVER LETTER

Please deliver the following pages to:

USPTO

Facsimile: 703-746-4060

Number of Pages Including Cover Letter: 14 / 5

From: Richard C. Gilmore

Docket: 15863.9a.1

Comments: This was faxed on January 6, 2004. Enclosed is a copy of our fax confirmation sheet. No Auto-Reply Facsimile Transmission was ever sent.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE EXTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REPERCUSSION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.

IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

COMMUNICATION COPY WITH ENCLOSURES SENT BY REGISTERED MAIL.

NO COMMUNICATION COPY SENT _____

W:\1548\ONLINE\00000002\01001.doc

PAGE 1/14 * RCVD AT 1/14/2004 2:44:44 PM [Eastern Standard Time] * SVR:USPTOEFYXRF-20 * DMS:7444060 * CSD:8013281707 * DURATION (mm:ss):03:40

Serial No.: 10/616,800
Docket: 15865.9a.1

CERTIFICATE OF TRANSMISSION BY FACSIMILE **COPY**

Date of Fax: January 6, 2004

I hereby certify that the following documents are being transmitted by facsimile:

- Response to Notice of Missing Parts (3 pgs.);
- Notice of Missing Parts (2 pgs.);
- Declaration (4 pgs.); and
- PTO 2038 Credit Card Form

Dated January 6, 2004.

Respectfully submitted,



RICHARD C. GILMORE
Attorney for Applicant
Registration No. 37,335

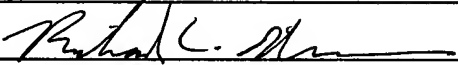
WORKMAN NYDEGGER
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone: (801) 533-9800
Facsimile: (801) 328-1707

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

United States Patent & Trademark Office
Credit Card Payment Form

COPY

Please Read Instruction before Completing this Form

Credit Card Information			
Credit Card Type:	Visa	MasterCard	American Express Discover
Credit Card Account #:	4388 5490 0061 9544		
Credit Card Expiration Date:	11/2006		
Name as it Appears on Credit Card:	RICHARD C. GILMORE		
Payment Amount (US Dollars : Two Hundred Forty Dollars and no/100***(\$240.00)			
Signature:			Date: January 6, 2004
<p>Refund Policy: The Office may refund a fee paid by mistake or in excess of that required. A change of purpose after the payment of a fee will not be entitling a party to a refund of such fee. The Office will not refund amounts of twenty-five dollars or less unless a refund is specifically requested, and will not notify the payor of such amounts (37 CFR 1.26). Refund of a fee paid by credit card will be via credit to the credit card account.</p> <p>Service Charge: There is a 50.00 service charge for processing each payment refused (including a check returned Aunpaid=) or charged back by a financial institution (37 CFR 1.21(m)).</p>			
Credit Card Billing Address			
Street Address 1:	1000 Eagle Gate Tower		
Street Address 2:	60 East South Temple		
City:	Salt Lake City		
State:	Utah	Zip/Postal Code:	84111
Country:	USA		
Daytime Phone #:	801-533-9800	Fax #:	801-328-1707
Request and Payment Information			
Description of Request and Payment Information:			
Declaration & Ext. of Time			
Patent Fee	Patent Maintenance Fee	Trademark Fee	Other Fee
Application No. 10/616,800		Serial No.	IDON Customer No. 022913
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 15865.9a.1		Identify or Describe Mark.	

If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent and Trademark Office will not be liable in the event that the credit card number becomes public knowledge.

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
15865.9a.1

In Re Application Of: J.Y. Jin

COPY

Serial No.
10/616,800

Filing Date
July 10, 2003

Examiner
Unknown

Group Art Unit
3637

Invention: **FOLDING TABLE**

Mail Stop Missing Parts

TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
October 9, 2003
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

PTO-2038 Credit Card Form (1 pg.)
Certificate of Facsimile (1 pg)

Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)

Docket No.
15865.9a.1

In Re Application Of: **J.Y. Jin**

COPY

Serial No.
10/616,800

Filing Date
July 10, 2003

Examiner
Unknown

Group Art Unit
3637

Invention: **FOLDING TABLE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

- ☒ Completion of application fees as calculated below:

- ☐
- Utility application filing fee

- ☐
- Design application filing fee

- ☐ Total number of independent claims =

- ☐ Total number of claims =

- ☐ Multiple dependent claims

- | | |
|---|-----------------|
| <input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath | \$130.00 |
|---|-----------------|

- ☐ Petition and fee for filing by other than all the inventors or a person not the inventor

- ☐ Fee for processing an application filed with a non-English language specification

- ☐
- Fee for processing and retention of application

Total completion of application fees \$130.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

- ☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: December 9, 2003
Date

until: January 9, 2004
Date

Total time extension fees \$110.00

Total fees due \$240.00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
15865.9a.1

In Re Application Of: J.Y. Jin

COPY

Serial No.
10/616,800

Filing Date
July 10, 2003

Examiner
Unknown

Group Art Unit
3637

Invention: **FOLDING TABLE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of \$240.00 is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 23-3178
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 23-3178


Signature

Dated: January 6, 2004

RICHARD C. GILMORE
Reg. No. 37,335
Attorney for Applicant
22,913

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:



UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/616,800	07/10/2003	J. Y. Jin	15865.9a.1

022913

WORKMAN NYDEGGER (F/K/A WORKMAN NYDEGGER & SEELEY)
 60 EAST SOUTH TEMPLE
 1000 EAGLE GATE TOWER
 SALT LAKE CITY, UT 84111

CONFIRMATION NO. 2302

FORMALITIES LETTER

OC000000011009369

Date Mailed: 10/09/2003

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Cludy

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

COPY

COPY

UNITED STATES PATENT APPLICATION
Attorney Docket No.: 15863.9a.1

COMBINED DECLARATION and POWER OF ATTORNEY
FOR UTILITY or DESIGN PATENT APPLICATION

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type:

(Check one applicable item below)

- ☒ utility patent application
- ☐ design patent application
- ☐ national stage of PCT patent application

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

FOLDING TABLE

SPECIFICATION IDENTIFICATION

the specification of which:

(complete (a), (b), or (c))

(a) ☐ is attached hereto.

(b) ☒ was previously filed on July 10, 2003, as United States Patent Application Serial No. 10/616,800.

(c) ☐ was described and claimed in PCT International Application No. _____
filed on _____ and as amended under PCT Article § 19 on _____
(if any).

COPY

U.S. Patent App.: 10/616,800
Filing Date: July 10, 2003

Docket No.: 15865.9a.1A

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claim(s), as amended by any amendment specifically referred to in the declaration, referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM (35 USC § 119(a)-(d))

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) ☐ no such applications have been filed.

(e) ☒ such applications have been filed as follows.

Note: Where item (e) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below, and make the priority claim.

PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (month, day, year)	PRIORITY CLAIMED UNDER § 119 or § 365
China	02263076.7	07/10/2002	<input checked="" type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>
			<input type="checkbox"/> YES NO <input type="checkbox"/>

COPY

U.S. Patent App.: 10/616,800
Filing Date: July 10, 2003

Docket No.: 15865.9a.1A


U.S. PRIORITY CLAIM (35 USC § 120)

I hereby claim the benefit under 35 USC § 120 of any United States application(s) or § 365(c) of any PCT international application designating the United States of America listed below, if any, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of title 35 USC § 112, I acknowledge duty to disclose information which is material to patentability as defined in title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international application filing date of this application.

UNITED STATES or PCT PARENT APPLICATION NO.	PARENT FILING DATE (month, day, year)	PARENT PATENT NO. (if applicable)

POWER OF ATTORNEY

I hereby appoint as my attorneys and/or patent agents all attorneys and/or patent agents listed under the following Customer Number, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

 022913 PATENT TRADEMARK OFFICE

** Customer Number Label **

All correspondence and telephonic communications should be directed to:

RICHARD C. GILMORE
WORKMAN NYDEGGER
1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone (801) 533-9800

COPY

U.S. Patent App.: 10/616,800
Filing Date: July 10, 2003

Docket No.: 15865.9a.1A

Facsimile (801) 328-1707
DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.

Full name of sole or first inventor

JU-YOUNG JIN
(GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME)

Inventor's signature 

Date Jan. 6th, 2004 Country of Citizenship Korea, Rep. of

Residence Xingbin Industrial Zone, Xibin Road, Xinglin, Xiamen, Fujian, China 361022

Post Office Address Xingbin Industrial Zone, Xibin Road, Xinglin, Xiamen, Fujian,
China 361022

W:\15865\21A.1\CLC0000004644\001.doc

COPY

WORKMAN NYDEGGER

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE (801) 533-9800
FAX (801) 328-1707

January 6, 2004

FACSIMILE COVER LETTER

Please deliver the following pages to:

Office of Initial Patent Examination
United States Patent and Trademark Office

Telecopier Phone: (703) 746-4060

Number of Pages Including Cover Letter: 12

From: Richard C. Gilmore

Docket: 15865.9a.1

Comments:

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.

IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

CONFIRMATION COPY WITH ENCLOSURES SENT BY REGISTERED MAIL

NO CONFIRMATION COPY SENT x

W:\15499\0\CLC0000000296V001.doc

JAN-06-04 TUE 05:46 PM

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
JAN-06	05:43 PM	##1559517037464060#	3' 04"	12	SEND	OK	627	

TOTAL : 3M 4S PAGES: 12

COPY

WORKMAN NYDEGGER

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE (801) 533-9800
FAX (801) 328-1707

January 6, 2004

FACSIMILE COVER LETTER

Please deliver the following pages to:

Office of Initial Patent Examination
United States Patent and Trademark Office

Telecopier Phone: (703) 746-4060

Number of Pages Including Cover Letter: 12

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.